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## haynesboone

Date: October 26, 2005

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Total Pages Including Cover:

13

To: Examiner Kevin C. Harper

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U.S. Patent and Trademark Office

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Client/Matter:

35399.13

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#### Message:

U.S. Application No. 09/930,764

Filed: August 15, 2001

Title: METHOD AND APPARATUS FOR LOAD BALANCING IN NETWORK PROCESSING DEVICE

Customer No.: 000027683 Attorney Docket No.: 35399.13

#### Examiner Harper:

Attached please find a Transmittal Letter (two pages) and a Response to Office Action dated July 26, 2005 (ten pages).

Entry of these papers in the above-identified application is courteously solicited. Any question regarding this matter should be directed to the undersigned.

James E. Harris

Registration No. 40,013

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**PATENT** 

Docket No. 35399.13 Customer No. 000027683

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of:

Lee, Eugene W. et al.

Assignee: Force10 Networks, Inc.

Serial No.: 09/930,764

Filed: August 15, 2001

For: METHOD AND APPARATUS FOR LOAD

BALANCING IN NETWORK PROCESSING DEVICE

MAIL STOP AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

OCT 2 6 2005

Examiner: Kevin C. Harper

Group Art Unit: 2666

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Sir:

In response to the Office action dated July 26, 2005, enclosed are the following regarding the above-identified patent application:

- Response to Office Action; and 1.
- 2. Transmittal letter.
- [X] Small entity status of this application has been established by a previously submitted verified statement under 37 C.F.R. §§ 1.9 and 1.27.
- TX1 No additional fee is required.

The fee has been calculated as shown below:

Í	(Col. 1)	C	ol. 2)		(Col. 3)	SMAL	LENTITY		•	R THAN A LENTITY
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR		PRESENT EXTRA		RATE x ADD'L FEE		OR	RATE x	ADD'L FEE
TOTAL	22	minus	22	=	0	x 25 = \$		ÓR	x 50 = \$_	<u> </u>
INDEP	3	minus	3	=	0	x 100 = 8	<u> </u>	OR	x 200 = 5	<u>.</u>
[]	FIRST PRESE	NTATION C	F MULTIPLE	DEP.	CLAIM	+ 180	\$	OR	+ 360	5
						TOTAL	\$	ÓR	TOTAL	s

If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3,

If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space. If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

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**PATENT** Docket No. 35399.13 Customer No. 000027683

[ ]	Please charge Deposit Account No. [08-1394   A check in the amount of \$ is att		j				
[X]	The Commissioner is hereby authorized to ch this communication or credit any overpaymen 35399.13.]	arge payment of the following fees ass t to Deposit Account No. [08-1394 H&	sociated with B, Order No.				
[X] []	Any additional filing fees under 37 C.F.R. §1.16 for the presentation of extra claims.  Any patent application processing fees under 37 C.F.R. § 1.17,  A copy of this sheet is enclosed.						
	Respectfully submitted,						
	1	£ 14	!				
James E. Harris REGISTRATION NO. 40,013							
Date: _	10/26/05		•				
HAYNE 901 Ma	S AND BOONE, LLP in Street, Suite 3100 Texas 75202						
•	one: 1-512-867-8502 ile: 1-214-200-0853	CERTIFICATE OF FACSIMILE TRANSMISSION					
	ipdocketing@haynesboone.com	I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.					

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Attorney Docket No. 35399.18 Customer No. 000027683

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 2666

Examiner: Kevin C. Harper

OCT 2 6 2005

In re application of: Lee, Eugene W. et al. Assignee: Force10 Networks, Inc.

Serial No. 09/930,764 Filed: August 15, 2001 For: METHOD AND APPARATUS FOR

*തതതതതതതതതതത* LOAD BALANCING IN NETWORK PROCESSING DEVICE

### RESPONSE TO OFFICE ACTION

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Office Action of July 26, 2005, please consider the following!

A Listing of the Claims is provided beginning on page 2 of this paper; and

Remarks/Arguments begin on page 6 of this paper.

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